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6 Attorneys for Plaintiff SYNOPSYS, INC.
and for Defendants AEROFLEX INCORPORATED,
7 AMI SEMICONDUCTOR, INC., MATROX
ELECTRONIC SYSTEMS, LTD., MATROX
8 GRAPHICS, INC., MATROX INTERNATIONAL
CORP., MATROX TECH, INC., and
9 AEROFLEX COLORADO SPRINGS, INC.

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN FRANCISCO DIVISION

13 RICOH COMPANY, LTD.,

14 Plaintiff,

15 vs.

16 AEROFLEX INCORPORATED, AMI
SEMICONDUCTOR, INC., MATROX
17 ELECTRONIC SYSTEMS LTD., MATROX
GRAPHICS INC., MATROX INTERNATIONAL
18 CORP., MATROX TECH, INC., AND
AEROFLEX COLORADO SPRINGS, INC.

19 Defendants.

20 SYNOPSYS, INC.,

21 Plaintiff,

22 vs.

23 RICOH COMPANY, LTD.,

24 Defendant.

Case No. C03-04669 MJJ (EMC)

Case No. C03-02289 MJJ (EMC)

**DECLARATION OF PETER MILLIKEN IN
SUPPORT OF DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT REGARDING THE
SCOPE OF PATENT DAMAGES FOR
ALLEGED INFRINGEMENT OF U.S.
PATENT NO. 4,922,432**

FILED UNDER SEAL

Date: September 26, 2006

Time: 9:30 a.m.

Courtroom: 11, 19th Floor

Judge: Martin J. Jenkins

25
26 **CONFIDENTIAL FILED UNDER SEAL**
27 **PURSUANT TO PROTECTIVE ORDER**
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1 I, PETER CRAIG MILLIKEN, declare as follows:

2 1. I am Director of Semi-Custom Products at Aeroflex Incorporated ("Aeroflex"). I make this
3 declaration of my personal knowledge, and if called as a witness, I could and would testify competently to the
4 statements contained herein.

5 2. I have been employed by Aeroflex since 1981 and I have been in my current position since
6 1997. My general duties include shipment reconciliation and revenue reconciliation. I regularly prepare
7 financial schedules and sales summaries in the course of my employment with Aeroflex. I also negotiate with
8 customers, make presentations to customers and help support customers. My general duties require me to
9 understand customer needs and demands regarding Aeroflex's products.

10 3. Attached to this declaration as Exhibit 1 is AF 284917- AF 284984 which is a bates stamped
11 version of Aeroflex sales data that was produced electronically. These data were extracted from financial
12 databases maintained by Aeroflex in the ordinary course of its business. These data contain invoice level data
13 that identify sales to U.S. government contractors and sales to other customers. The sales corresponding with
14 Column A: "ORDER_ID" of Exhibit 1 that start with the letters GV are to government contractors.

15 4. The technology that Aeroflex purchases from Synopsys is just one of a number of EDA tools
16 that are used in designing Aeroflex's ASICs. Aeroflex is known for its ability to manufacture radiation
17 hardened products. The use of the other EDA tools and the radiation hardened features of Aeroflex's products
18 have nothing to do with Aeroflex's use of the allegedly infringing Design Compiler system.

19 5. Aeroflex's use of the Synopsys Design Compiler system for logic synthesis does not form the
20 basis for customer demand for Aeroflex's ASIC products.

21 I declare under penalty of perjury under the laws of the United States of America that the foregoing
22 is true and correct. This declaration was executed at Colorado Springs, Colorado on August 18, 2006

23 By: 

24 Peter C. Milliken
25
26
27
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EXHIBIT 1
To Milliken
Declaration
Filed Under
Seal Pursuant to
Protective Order